

**REMARKS**

Claims 1-9 are pending, each having been amended to improve its form, without narrowing its scope. Claims 1, 8 and 9 are independent. Favorable reconsideration is requested.

Because this application is a National Stage application under Section 371, the certified copy of the priority document was filed in the International Stage and a copy was forwarded to the U.S. Patent and Trademark Office automatically. It is requested that this be acknowledged in the next Office Action by checking boxes 12(a)(3) on the Office Action Summary.

With regard to the objection to the specification, without conceding the propriety of the objection, minor formal changes have been made to the specification to improve its idiomatic English. Withdrawal of the objection is requested.

Claims 1, 5, 6 and 9 were rejected under 35 U.S.C. § 112, second paragraph, as indefinite. As amended, the claims are believed clearly to satisfy the requirements of Section 112, second paragraph. Withdrawal of the rejection is requested.

Claims 1, 2 and 6-9 were rejected under 35 U.S.C. § 102(e) over U.S. Patent Publication 2004/72574 (Matz et al.). Claims 3-5 were rejected under 35 U.S.C. § 103 over Matz et al. in view of Official Notice.

Claim 1 relates to a mobile communication system that includes a base station and a terminal. The base station is operable to transmit a downlink signal that includes a base station ID number indicating the identity of the base station and a specific use identification signal that indicates the base station is for specific use. The terminal includes a memory that stores a list of base station ID numbers of an accessible base station or an inaccessible base station, the list including every specific use identification signal, and the terminal being operable to search whether or not the base station ID number in the received downlink signal is in the list of base station ID numbers and whether the specific use identification signal detected from the downlink signal is ON and performing communication with the base station only when access is permissible.

By virtue of the structure recited in claim 1, a specific user, i.e., a user of a specific use base station, such as an in-structure, home or hot spot, can occupy and use the specific use base station while use of the specific use base station by general users is prevented. This is achieved by a terminal using the specific use identification signal, received from a base station, and comparing this signal with a list of base station ID numbers to determine whether access to the base station is permitted.

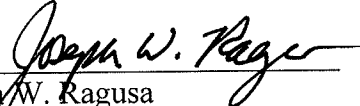
On the other hand, while Matz may transmit a message that rates are discounted for a discounted in the cell during a particular period (which the Office Action states corresponds to the base station being for a specific use), Matz does not teach the method of authorizing use of particular specific use base stations by only people authorized to use them, still less do so in the manner recited in claim 1. For at least this reason, claim 1 is believed to be patentable over Matz. The other independent claims are believed patentable for at least the same reasons. The dependent claims are believed patentable for at least the same reasons as their respective base claims.

In view of the above amendments and remarks, applicants believe the pending application is in condition for allowance.

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Respectfully submitted,

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